## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA Charlottesville Division

NICOLE P. ERAMO	)
Plaintiff	)
<b>v.</b>	) Case No. 3:15-cv-00023-GEC
ROLLING STONE LLC, SABRINA RUBIN ERDELY, and WENNER MEDIA LLC,	) ) )
Defendants.	)

## PLAINTIFF NICOLE ERAMO'S MOTION FOR PARTIAL SUMMARY JUDGMENT

Pursuant to Federal Rule of Civil Procedure 56, Plaintiff Nicole Eramo respectfully moves this Court for entry of an order granting partial summary judgment for Plaintiff with respect to Defendants' Affirmative Defenses Nos. 4, 6, 7, 8, and 11, that Defendants' November 19, 2014 and December 5, 2014 articles constitute separate publications capable of supporting independent claims for defamation, and that Defendants published the December 5, 2014 article with actual malice. In support of this Motion and pursuant to Local Civil Rules 11(c)(1) and 56(b), Plaintiff relies on the arguments and authorities set forth in her July 1, 2016 Memorandum of Law in Support of her Motion for Partial Summary Judgment, and on the undisputed material facts set forth in her July 1, 2016 Statement of Undisputed Facts in Support of Plaintiff's Motion for Partial Summary Judgment, which are being filed concurrently herewith.

WHEREFORE, Plaintiff Nicole Eramo respectfully requests that the Court grant her Motion for Partial Summary Judgment.

Dated: July 1, 2016 Respectfully submitted,

By: <u>/s/Elizabeth M. Locke</u>

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## **CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of Nicole Eramo's Motion for Partial Summary Judgment was served on the below counsel on July 1, 2016, via the Court's electronic filing system.

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Dated: July 1, 2016 By: <u>/s/ Elizabeth M. Locke</u>

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